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SCHWEGMAN, LUNDBERG, WOESS

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Attorney's Docket No. 5214P001R

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joseph Kuriacose, et al.

Application No.: 09/672,523

Filing Date: September 27, 2000

For: Apparatus For Transmitting And Receiving
Executable Applications As For A
Multimedia System, And System To Order
An Item Using A Distributed Computing
System

Examiner: Kalinowski, Alexander G.

Art Group: 3626

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Attention: Office of the Petitions

PETITION TO EXPUNGE UNDER 37 C.F.R. § 1.59(b)

Sir:

The Applicant hereby respectfully request that some of the documents submitted in the Information Disclosure Statement concurrently filed be expunged if they are found not to be important to a reasonable Examiner in deciding on patentability.

The documents to be expunged are:

1. The "Comm. Frame Specification", Doc. No.: 912621-A-01-01-1.3, Project: starscan Data Delivery, Customer: Northwest Starscan, from Adaptive Micro-Ware, Inc;
2. The "SkyPix System Design", Doc. No.: 920162-K-02-01-011, Project: SkyPix System, Customer: Starscan, from Adaptive Micro-Ware, Inc.
3. The "SkyPix System Specification", Doc. No.: 920162-K-02-01-0.2, Project: SkyPix Stem, Customer: Starscan, from Adaptive Micro-Ware, Inc.
4. The "Menu Object Data Specification", Doc. No.: 921001-A-01-01-0.4, Project: Menu Generation, Customer: Starscan, from Adaptive-Micro-Ware, Inc.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, Washington, D.C. 20231 on _____

December 6, 2002

Date of Deposit

Genova Walls

Name of Person Mailing

Signature

December 6, 2002

Date

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5. The "Specification", Doc. No.: 921071-A-02-02-0.4, Project: Data Object Delivery Interface, Customer: Northwest Starscan, from Adaptive Micro-Ware, Inc.
6. The "Specification", Doc. No.: 900171-F-10-01-2.0, Project: Comm. Frame Data Specification, Customer: Starscan, from Adaptive Micro-Ware, Inc.
7. Reilly, Mark L., Critical Issues Update, Issue Heading: Comm. Frame Spec, October 28, 1991, from Adaptive Micro-Ware, Inc., Technology Development.
8. Reilly, Mark L., Memorandum, Subject: Fractional Channel Frame Formats, October 2, 1991, from Adaptive Micro-Ware, Inc., Technology Development.
9. Menu Object, Description: A Menu Object, An Image Bitmap, Palette Colors- Number of colors in palette, from Adaptive Micro-Ware, Inc.
10. Menu Header, Description: A Menu header, entry Count. The number of header entries to follow, Menu Scroll, Description: A menu scroll, Menu Footer, Description: A menu footer, Info Block, Description: An information block, from Adaptive Micro-Ware, Inc.

The applicants hereby submit that the information contained in the above documents is proprietary material that has not been otherwise made public.

The applicants hereby commit to retain the information in the above documents for the period of any patent with regard to which the information is submitted.

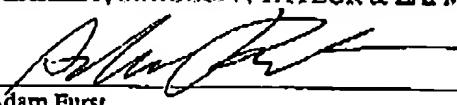
The applicants submit that this Petition to Expunge is being submitted on behalf of the parties in interest who originally submitted the information.

Enclosed is the fee set forth in 35 CFR 1.17 (b) under 37 CFR 1.59(b). If there are any additional charges, please charge Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN

Dated: 12/6/02 2002


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Petition to Expunge

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BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
LOS ANGELES

Application No. 09/672,523 Filing Date: 09/27/00 BSTZ Docket #: 095214.P001R Client: ALB/AXF/gw

Date Mailed: 12/17/2002 Damocles Date(s): Client: ALB/AXF/gw

Title: Apparatus For Transmitting And Receiving Executable Applications As For A Multimedia System, And System To Order An Item Using A Distributed Computing System

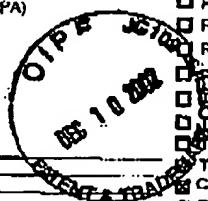
Inventor(s): Kuklakow

The following has been received in the U.S. Patent & Trademark Office on the date stamped herein:

- Amendment (pgs)
 Appeal Brief & two copies (pgs)
 Application: (pages w/ cover & abstract)
 Assignment & Cover Sheet (pgs)
 Certificate of Mailing
 Continued Prosecution Application (CPA)
 Declaration & PDA (pgs)
 Drawings: sheets, Figures
 Express Mail No:
 Extension of Time:
 Fee Transmittal (original & copy)
 Other Postcard
- Information Disclosure Statement & PTO/SB/08 (pgs)
 Issue Fee Transmittal (original & copy)
 Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)
 Notice of Appeal
 Petition for To Examiner
 Request for Continued Examination (RCE)
 Reply Brief (wds)
 Request to Resend Previous Nonpublication Request
 Response to Notice of Missing Parts & Formalities Letter
 Terminal Disclaimer
 Transmittal of Formal Drawings
 Transmittal of Publication Fee Due
 Transmittal Letter
 Check No. 1584 In the Amount of \$130.00
 Check No. In the Amount of

3J

Assignee: OpenTV, Inc.



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